



1744/12

PATENT
Attorney Docket 061525-5004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Shirley MIEKKA *et al*)
Examiner: Elizabeth L. McKane)
Application No. 09/925,620)
Group Art Unit: 1744)
Filed: August 10, 2001)
Confirmation No. 2935)
Title: Methods For Sterilizing Biological Materials)

U.S. Patent and Trademark Office
Customer Window, Mail Stop Amendment
2011 South Clark Place
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

TRANSMITTAL FORM

- Transmitted herewith is an Amendment and Response to the non-Final Office Action dated May 24, 2004, the period for response to which has been extended through November 24, 2004 through a petition for a three-month extension of time and request for fee payment.
- Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply. Applicants petition for a three-month extension of time from May 24, 2004 to November 24, 2004, the fee which is **\$490.00** (small entity) as set out in 37 C.F.R. § 1.17(a). The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. § 1.16 and § 1.17, or credit any overpayment to Deposit Account 50-0310.
- Fee Calculation (37 C.F.R. § 1.16):

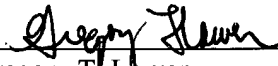
CLAIMS AS AMENDED						
	Remaining		Previously Paid	Extra	Rate	Total Fees
Total Claims	110	minus	263	0	\$18 each=	0.00
Independent Claims	4	minus	5	0	\$86 each=	0.00
First presentation of Multiple dependent claim					\$290.00	290.00
Sub-total =						290.00
Reduction by ½ for filing by a small entity						145.00
Total Fee =						145.00

- Fee Payment: The Commissioner is hereby authorized to charge **\$635.00** to Deposit Account No. 50-0310 for payment of the three-month extension of time fee (\$490.00) and multiple dependent claims fee (\$145.00).
- Constructive Petition: **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and § 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This

paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. § 1.136(a)(3).

Dated: **November 24, 2004**
Morgan, Lewis & Bockius LLP
Customer No. **09629**
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
202-739-3000

Respectfully submitted,
Morgan, Lewis & Bockius LLP



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1744
JFW

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AMENDMENT AND RESPONSE UNDER 37 C.F.R. 1.111

In response to the non-final Office Action mailed May 24, 2004, the period for response to which has been extended through November 24, 2004 through a petition for a three-month extension of time and request for fee payment, Applicants hereby respectfully request reconsideration of the pending claims in light of the following amendments and remarks.

Amendments to the Claims begin on page 2.

Remarks begin on page 11.

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01 FC:2203 150.00 DA

11/26/2004 LWONDIM1 00000151 500310 09925620
02 FC:2253 490.00 DA